



RON CHAPMAN, MD, MPH
Director & State Health Officer

State of California—Health and Human Services Agency
CALIFORNIA DEPARTMENT OF PUBLIC HEALTH



EDMUND G. BROWN, JR.
Governor

October 21, 2013
Certified Mail/Return
Receipt Requested
7009 1680 0001 3114 5233

Tahoe National Forest – Truckee Ranger District
10811 Stockrest Springs Road
Truckee, CA 96161

Attention: Mary Westmoreland – Permit Administrator

**Subject: Public Water System No. 4600072 – Citation No. 01-02-13C-017-4600072-22
August 2013 Exceedance of the Bacteriological Maximum Contaminant Level**

Enclosed is a citation issued to the Tahoe National Forest Aspen-Pass Creek Campground (Campground). The citation is being issued because the Campground failed to comply with the drinking water standard for total coliform bacteria during the month of August 2013. Please be aware that the Directives section of the citation contains required actions that must be taken by the Campground to return to compliance.

Note that Section 116577 of the California Safe Drinking Water Act provides for our Department to be reimbursed by the public water system for costs incurred for preparing and issuing a citation to that system. In accordance with Section 116577, the Campground will be billed for the preparation and issuance of this citation. Our current costs are approximately \$126 per hour. The estimated time to prepare the citation is one hour.

If you have any questions regarding this matter, please call staff engineer Steve Watson at (530) 224-4828 or me at (530) 224-4800.

Michael J. McNamara, P.E.
Lassen District Engineer
DRINKING WATER FIELD
OPERATIONS BRANCH

Enclosures

sww \ 4600072 TNF – Aspen-Pass Creek CG \ File: Main

1 **Citation No. 01-02-13C-017-4600072-22**

2
3 **STATE OF CALIFORNIA**
4 **DEPARTMENT OF PUBLIC HEALTH**

5
6 **Public Water System:** TNF – Aspen/Pass Creek CG

7 **Water System No.:** 4600072

8
9 **To:** Tahoe National Forest – Truckee Ranger District
10 Attention: Mary Westmoreland, Permit Administrator
11 10811 Stockrest Springs Road
12 Truckee, CA 96161

13
14 **Issued:** October 21, 2013
15 VIA CERTIFIED MAIL

16
17 **CITATION FOR NONCOMPLIANCE**
18 **With Title 22 California Code of Regulations**
19 **Section 64426.1(b)**

20
21 Section 116650 of the California Health and Safety Code (CHSC) authorizes the
22 issuance of a citation for failure to comply with a requirement of the California Safe
23 Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4, commencing with
24 Section 116270), or any regulation, standard, permit, or order issued thereunder.

25
26 The Division of Drinking Water and Environmental Management of the California
27 Department of Public Health (Department) hereby issues a citation to the Tahoe



1 National Forest Aspen/Pass Creek Campground (Campground) for failure to comply
2 with Section 64426.1(b), Title 22, of the California Code of Regulations (CCR).

3
4 **APPLICABLE AUTHORITIES**

5 Section 116650 of the CHSC states in relevant part:

6
7 (a) If the department determines that a public water system is in violation of
8 this chapter or any regulation, permit, standard, citation, or order issued
9 or adopted thereunder, the department may issue a citation to the
10 public water system. The citation shall be served upon the public water
11 system personally or by certified mail. Service shall be deemed
12 effective as of the date of personal service or the date of receipt of the
13 certified mail. If a person to whom a citation is directed refuses to
14 accept delivery of the certified mail, the date of service shall be deemed
15 to be the date of mailing.

16
17 (b) Each citation shall be in writing and shall describe the nature of the
18 violation or violations, including a reference to the statutory provision,
19 standard, order, citation, permit, or regulation alleged to have been
20 violated.

21
22 (c) A citation may specify a date for elimination or correction of the
23 condition constituting the violation.

24
25 (d) A citation may include the assessment of a penalty as specified in
26 subdivision (e).



1 (e) The department may assess a penalty in an amount not to exceed one
2 thousand dollars (\$1,000) per day for each day that a violation
3 occurred, and for each day that a violation continues to occur. A
4 separate penalty may be assessed for each violation.

5
6 Section 64426.1(b), Title 22, of the CCR states in relevant part:

7
8 (b) A public water system is in violation of the total coliform MCL [maximum
9 contaminant level] when any of the following occurs:

10
11 (1) For a public water system which collects at least 40 samples per
12 month, more than 5.0 percent of the samples collected during any
13 month are total coliform-positive; or

14
15 (2) For a public water system which collects fewer than 40 samples per
16 month, more than one sample collected during any month is total
17 coliform-positive; or

18
19 (3) Any repeat sample is fecal coliform-positive or E. coli-positive; or

20
21 (4) Any repeat sample following a fecal coliform-positive or E. coli-
22 positive routine sample is total coliform-positive.

23
24 **STATEMENT OF FACTS**

25 The Tahoe National Forest Aspen/Pass Creek Campground (Campground) is located
26 on Forest Road 7, approximately 18-miles west of Highway 89. It is typically open for
27 public use during the months between April and November each year. The domestic



1 water system is classified as a transient noncommunity water system. As such, the
2 Campground is required to collect one routine bacteriological sample during each
3 month it is open to the public. The water system consists of a spring which gravity
4 flows into a 20,000-gallon concrete storage reservoir then gravity flows to the
5 campground facilities. Facilities the Aspen Creek and Pass Creek Campgrounds
6 which have a total of 82 camp sites, 3 group campsites, and a 10-unit day use site.

7
8 On August 5, 2013, the Campground collected five routine samples from the
9 distribution system, all of which were found to contain total coliform bacteria. None of
10 the samples tested positive for E. coli. Campground personnel then inspected the
11 spring and storage tank and found no obvious signs of contamination. The water
12 system was then disinfected by dosing the storage tank with sodium hypochlorite and
13 flushing this water through the distribution system. On August 12, 2013, five
14 additional samples were collected from the distribution system. None of these
15 samples were found to contain total coliform bacteria, indicated that the
16 contamination in the water system had been eliminated.

17 18 **DETERMINATIONS**

19 The Department has determined that the Campground violated Section
20 64426.1(b)(2), Title 22, of the CCR, in that the Campground exceeded the total
21 coliform MCL during the month of August 2013.

22 23 **DIRECTIVES**

24 The Campground is hereby directed to take the following actions:

- 25
26 1. Comply with Section 64426.1, Title 22, of the CCR in all future monitoring
27 periods.



1 2. Within 30 days of the issuance of this Citation, notify all persons served by the
2 Campground of the MCL violation as required by Section 64463.4 and Section
3 64465, Title 22, of the CCR. Notification shall be completed in accordance with
4 each of the following:

5
6 a. Posting of the notice contained in Attachment 'A' in conspicuous
7 locations throughout the Campground.

8
9 b. Provide the notice contained in Attachment 'A' to visitors using one or
10 more of the following methods to reach persons not likely to be reached
11 by a public posting:

12
13 i. Publication in a local newspaper,

14 ii. Posting on the Internet.

15
16 Changes and/or modifications to Attachment 'A' shall be not be made
17 unless approved by the Department.

18
19 3. Complete and return Attachment 'B' "Certification of Completion of Public
20 Notification" form within 30 days of receiving this Citation. A copy of the notice
21 used to provide public notification shall be attached to the form.
22
23
24
25
26
27



1 All documents required by this Citation to be submitted to the Department shall be
2 submitted to the following address:

3
4 Michael J. McNamara, P. E.
5 Lassen District Engineer
6 Drinking Water Field Operations
7 Division of Drinking Water and Environmental Management
8 Department of Public Health
9 415 Knollcrest Drive, Suite 110
10 Redding, CA 96002
11 (530) 224-4800
12

13 Nothing in this Citation relieves the Campground of its obligation to meet the
14 requirements of Health and Safety Code, Division 104, Part 12, Chapter 4 (California
15 Safe Drinking Water Act), or any regulation, permit, standard or order issued or
16 adopted thereunder.

17
18 The Department reserves the right to make such modifications to this Citation, as it
19 may deem necessary to protect public health and safety. Such modifications may be
20 issued as amendments to this Citation and shall be effective upon issuance.

21
22 **FURTHER ENFORCEMENT ACTION**

23 Division 104, Part 12, Chapter 4, (commencing with section 116270) of the California
24 Health and Safety Code authorizes the Department to: issue additional citations with
25 assessment of penalties if the Campground continues to fail to correct a violation
26 identified in a citation; take action to suspend or revoke a permit that has been issued
27 to a public water system if the system has violated applicable law or regulations or



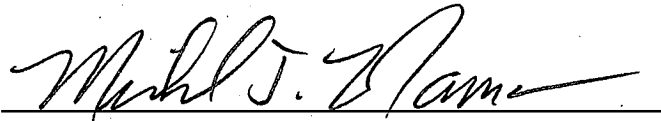
1 has failed to comply with orders of the Department; and petition the superior court to
2 take various enforcement measures against a public water system that has failed to
3 comply with orders of the Department. The Department does not waive any further
4 enforcement action by issuance of this Citation.

5
6 **PARTIES BOUND**

7 This Citation shall apply to and be binding upon the Campground, its officers,
8 directors, agents, employees, contractors, successors, and assignees.

9
10 **SEVERABILITY**

11 The directives of this Citation are severable, and the Campground shall comply with
12 each and every provision thereof notwithstanding the effectiveness of any other
13 provision.

14 

15 Michael J. McNamara, P.E.

10/21/13
Date

16 District Engineer

17 Lassen District

18 Drinking Water Field Operations Branch



19 Attachments:

20 'A' Public Notification

21 'B' Certification of Completion of Public Notification



IMPORTANT INFORMATION ABOUT YOUR DRINKING WATER

Este informe contiene información muy importante sobre su agua potable.
Tradúzcalo o hable con alguien que lo entienda bien.

Tests Showed Coliform Bacteria in the Aspen/Pass Creek Campground's Domestic Water System

Our water system recently violated a drinking water standard. Although this incident was not an emergency, as our customers, you have a right to know what happened and what we did to correct the situation.

We routinely monitor for drinking water contaminants in the water system. For August 2013, we collected 10 samples from our water system to test for the presence of coliform bacteria. Five of these samples showed the presence of coliform bacteria. The standard is that no more than one sample per month may show the presence of coliform bacteria.

What Should You Do?

You do not need to boil your water or take other corrective actions. However, if you have specific health concerns, consult your doctor.

People with severely compromised immune systems, infants, and some elderly may be at increased risk. These people should seek advice about drinking water from their health care providers. General guidelines on ways to lessen the risk of infection by microbes are available from EPA's Safe Drinking Water Hotline at 1 (800) 426-4791.

What Does This Mean?

This is not an emergency. If it were, you would have been notified immediately. Coliform bacteria are generally not harmful themselves. *Coliforms are bacteria which are naturally present in the environment and are used as an indicator that other, potentially-harmful, bacteria may be present. Coliforms were found in more samples than allowed and this was a warning of potential problems.*

Usually, coliform bacteria are a signal that there may be a problem with our source of supply, storage, or distribution systems. Whenever we detect coliform bacteria in any sample, we do follow-up testing to see if other bacteria of greater concern, such as fecal coliform or E. coli, are present. We did not find any of these bacteria in our subsequent testing.

What Happened? What Was Done?

On August 5, 2013, the Campground collected five routine samples from the distribution system, all of which were found to contain total coliform bacteria. None of the samples tested positive for E. coli. Campground personnel then inspected the spring and storage tank and found no obvious signs of contamination. The water system was then disinfected by dosing the storage tank with sodium hypochlorite and flushing this water through the distribution system. On August 12, 2013, five additional samples were collected from the distribution system. None of these samples were found to contain total coliform bacteria, indicated that the contamination in the water system had been eliminated.

For more information please contact Mary Westmoreland, Tahoe National Forest, at 530-587-3558.

This notice is being provided to you by the Tahoe National Forest in compliance with the California Domestic Water Quality and Monitoring Regulations as a means of keeping the public informed.

Public Water System Name TNF – Aspen/Pass Creek CG

Public Water System No. 4600072

(CHECK AND COMPLETE ONLY THOSE THAT APPLY)

The attached notice was posted in the following conspicuous places:

For this method, provide the date (or dates) that the notice was posted _____.

Printed Name

Signature

Date _____